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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Ira Herman and Alice Welch

Serial No.: 09/750,590

Filed: December 28, 2000

For: *BETA-CAP73 Control of Normal and Abnormal Cell Migration*

Attorney Docket No.: TUI-001CP

Group Art Unit: 1645

Examiner: Not Yet Assigned

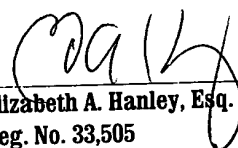
Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Certificate of First Class Mailing (37 C.F.R. §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

September 04, 2001

By:

  
Elizabeth A. Hanley, Esq.  
Reg. No. 33,505  
Attorney for Applicants

Date of Signature and of Mail Deposit

REQUEST FOR CORRECTION OF FILING RECEIPT

Dear Sir:

Please correct the Filing Receipt as follows:

1. "Domestic Priority Data as claimed by Applicants" should be corrected to read:

**THIS APPLICATION IS A CONTINUATION-IN-PART OF 09/733,818 12/08/00  
WHICH CLAIMS BENEFIT OF 60/170,182 12/10/99**

2. "Non-Publication Request" should be corrected to: YES

3. Applicant Alice Lin should be changed to **Alice Y. Welch**, per the Declaration, Petition and Power of Attorney filed on May 14, 2001.

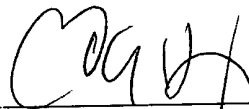
4. Applicant Alice Y. Welch's address should be corrected to "Brookeville, MD."

Applicants respectfully request that the Filing Receipt be corrected.

A copy of the application transmittal form, as originally filed, is enclosed to support the aforementioned corrections. Applicants also enclose a copy of the Official Filing Receipt received from the U.S. Patent and Trademark Office in connection with this patent application with the requested change noted in red. A copy of the Response to Request Corrected Filing Receipt is also enclosed.

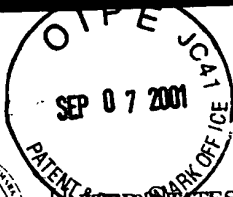
Dated: September 04, 2001

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP



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Elizabeth A. Hanley, Esq.  
Registration No. 33,505  
Attorney for Applicants



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/750,590	12/28/2000	Ira Herman	TUI001"CP"

CONFIRMATION NO. 6511

959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109



Date Mailed: 06/04/2001

## RESPONSE TO REQUEST CORRECTED FILING RECEIPT

### Claims, Fees, Inventors and Continuity

7/17/01  
8/20/01

In response to your request for a corrected Filing Receipt, the Office is unable to comply with your request because:

- ☐ The total number of claims appearing on the Filing Receipt does not include multiple dependent claims. The total fee appearing on the Filing Receipt includes the cost of multiple dependent claims that were present at the time the application was filed.
- ☐ The filing fee is correct. It includes the surcharge under 37 CFR 1.16(e) for filing an oath/declaration or basic filing fee after the application filing date.
- ☐ The inventor information may be truncated if the family name consists of more than 50 characters (letters and spaces combined) and if the given name consists of more than 50 characters (letters and spaces combined). The inventor's residence allows for up to 40 characters (letters and spaces combined).
- ☐ The docket number allows a maximum of 25 characters.
- ☒ Continuity claimed under 35 USC 120 cannot be added to the Filing Receipt without supplying the relationship (i.e. continuation, divisional...).
- ☐ Foreign priority will appear on the Filing Receipt in the following order:  
**Country, Application number, Filing date.**
- ☐ The person signing on behalf of the deceased inventor will be reflected on your Filing Receipt as the legal representative.
- ☐ The enclosed Filing Receipt was returned to the Office as undeliverable. We are sending a second filing receipt to the address given.



Only one character per space is allowed. Therefore, punctuation which is usually placed above or below a letter, such as an umlaut (..), cannot be included on the Filing Receipt.

Any corrections that may need to be done to your Filing Receipt should be directed to:

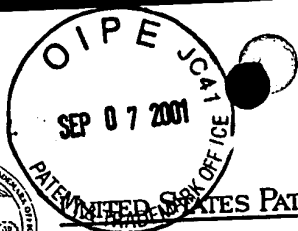
Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

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*A copy of this notice MUST be returned with the reply.*

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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 3 - OFFICE COPY



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 COMMISSIONER FOR PATENTS  
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 WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/750,590	12/28/2000	1645	1107	TUI001"CP"	22	67	6

CONFIRMATION NO. 6511

CORRECTED FILING RECEIPT



\*OC000000006140246\*

 959  
 LAHIVE & COCKFIELD  
 28 STATE STREET  
 BOSTON, MA 02109

Date Mailed: 06/04/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

 Ira Herman, Newton, MA;  
 Alice Lin, Brooksville, MD; Brookeville  
Alice Y. Welch

Domestic Priority data as claimed by applicant

 THIS APPLN IS A CONTINUATION-IN-PART OF 09/733,818 12/08/00  
 WHICH CLAIMS BENEFIT OF 60/170,182 12/10/1999

## Foreign Applications

If Required, Foreign Filing License Granted 06/01/2001

Projected Publication Date: To Be Determined - pending completion of Sequence Disclosures

Non-Publication Request: No yes

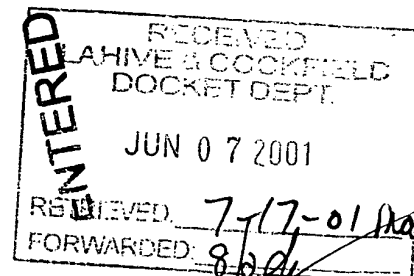
Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Beta-Cap73 control of normal and abnormal cell migration

## Preliminary Class



435

Data entry by : CLARK, TANYA

Team : OIPE

Date: 06/04/2001



**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

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**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

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